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8   UNITED STATES DISTRICT COURT

9   FOR THE EASTERN DISTRICT OF CALIFORNIA

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11   DAEVON JAMELL LOVE,   No. 2:22-cv-01963-KJM-JDP (HC)

12   Petitioner,

13   v.   ORDER

14   WARDEN,

15   Respondent.

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17   Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of habeas

18   corpus under 28 U.S.C. § 2254. The matter was referred to a United States Magistrate Judge as

19   provided by 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

20   On September 20, 2023, the magistrate judge filed findings and recommendations, which

21   were served on petitioner, and which contained notice to petitioner that any objections to the

22   findings and recommendations were to be filed within fourteen days. Petitioner has not filed

23   objections to the findings and recommendations.

24   The court presumes that any findings of fact are correct. *See Orand v. United States*,

25   602 F.2d 207, 208 (9th Cir. 1979). The magistrate judge's conclusions of law are reviewed

26   de novo. *See Robbins v. Carey*, 481 F.3d 1143, 1147 (9th Cir. 2007) ("[D]eterminations of law

27   by the magistrate judge are reviewed de novo by both the district court and [the appellate] court

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. . . ."). Having reviewed the file, the court finds the findings and recommendations to be supported by the record and by the proper analysis.

Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed September 20, 2023, are adopted in full;

2. The motion for default judgment, ECF No. 13, is denied; and

3. This matter is referred back to the assigned magistrate judge for all further pretrial proceedings.

DATED: February 14, 2024.

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CHIEF UNITED STATES DISTRICT JUDGE